UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MISSOURI **EASTERN DIVISION**

UNITED STATES OF AMERICA,)
Plaintiff,)
v.) No. 4:20-CR-00677 SRC NAB
DEMARKO SMITH,)) <u>FILED UNDER SEAL</u>
Defendant.))

UNITED STATES OF AMERICA'S **MOTION TO DISMISS INDICTMENT**

The United States of America states as follows in support of its motion to dismiss the indictment in this matter against defendant Demarko Smith:

- 1. On October 21, 2020, the federal grand jury returned a one-count indictment against Demarko Smith in the above-referenced matter.
- 2. The United States respectfully requests that this Court dismiss the indictment against Demarko Smith in this matter (case number 4:20-CR-00677 SRC NAB) without prejudice.

Respectfully submitted,

JEFFREY B. JENSEN United States Attorney

/s/ Daniel E. James

DANIEL E. JAMES, #53370(MO)

Special Assistant United States Attorney

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MISSOURI EASTERN DIVISION

UNITED STATES OF AMERICA,)
Plaintiff,)
v.) 4:20-CR-00677 SRC NAB
DEMARKO SMITH,) <u>FILED UNDER SEAL</u>
Defendant.)))
ORDER FOR I	DISMISSAL
Pursuant to Rule 48(a) of the Federal Rul	es of Criminal Procedure and by leave of this
Court endorsed hereon, the United States of An	nerica, via the United States Attorney for the
Eastern District of Missouri, hereby dismisses t	he indictment filed against the above-named
defendant without prejudice.	
	Respectfully submitted,
	JEFFREY B. JENSEN
	United States Attorney
	/s/ Daniel E. James DANIEL E. JAMES, #53370(MO)
	Special Assistant United States Attorney
Leave of Court is granted for the filing of the foreg	going dismissal.
	UNITED STATES DISTRICT JUDGE
Dated: This day of November, 2020	

CERTIFICATE OF SERVICE

I hereby certify that on November 20, 2020, the foregoing was filed electronically with the Clerk of the Court to be served by operation of the Court's electronic filing system upon all counsel of record.

BY: <u>/s/ Daniel James</u>

DANIEL E. JAMES, #53370(MO)
Special Assistant United States Attorney